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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,) CASE NO. 06-563M
10)
11 Plaintiff,)
12)
13 v.)
14 JARED ALLEN VANDEWERFHORST,)
15)
16 Defendant.)
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14 Offense charged:

15 Possession of Child Pornography

16 Date of Detention Hearing: October 20, 2006

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
19 that no condition or combination of conditions which defendant can meet will reasonably assure
20 the appearance of defendant as required and the safety of other persons and the community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 (1) Defendant is charged with complaint with possession of visual depictions of minors

01 engaged in sexually explicit conduct. The complaint alleges that computer discs and computer
02 parts were found during the execution of a search warrant at defendant's residence that appeared
03 to have been damaged or altered so as to frustrate an examination to determine the contents.

04 (2) Defendant has a 1999 conviction for kidnaping and assault in the second degree
05 with a specific allegation of sexual motivation, involving a minor child. He is said to have violated
06 his community supervision on two occasions.

07 (3) Defendant's current residence was not approved by the Washington State
08 Department of Corrections while previously on state supervision because there was a school bus
09 stop in front of his home.

10 (4) At the time of arrest, the case agent advised that a large quantity of beer bottles and
11 large containers of alcohol were present in the defendant's residence as well as possible drug
12 paraphernalia.

13 (5) The defendant poses a risk of nonappearance due to possible abuse of alcohol and
14 illegal substances and lack of suitable residential placement. He poses a risk of danger due to
15 criminal history, pending charges, a history of violating supervision, and the nature of the current
16 charges.

17 (6) There does not appear to be any condition or combination of conditions that will
18 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
19 to other persons or the community.

20 It is therefore ORDERED:

21 (1) Defendant shall be detained pending trial and committed to the custody of the
22 Attorney General for confinement in a correction facility separate, to the extent

01 practicable, from persons awaiting or serving sentences or being held in custody
02 pending appeal;

- 03 (2) Defendant shall be afforded reasonable opportunity for private consultation with
04 counsel;
- 05 (3) On order of a court of the United States or on request of an attorney for the
06 Government, the person in charge of the corrections facility in which defendant is
07 confined shall deliver the defendant to a United States Marshal for the purpose of
08 an appearance in connection with a court proceeding; and
- 09 (4) The clerk shall direct copies of this Order to counsel for the United States, to
10 counsel for the defendant, to the United States Marshal, and to the United States
11 Pretrial Services Officer.

12 DATED this 23rd day of October, 2006.

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14 Mary Alice Theiler
15 United States Magistrate Judge
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